

UNITED STATES DISTRICT COURT  
DISTRICT OF MARYLAND

CHAMBERS OF  
ANDRE M. DAVIS  
UNITED STATES DISTRICT JUDGE

U.S. COURTHOUSE  
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August 20, 2003

MEMORANDUM TO COUNSEL RE:

Russian Research Center, etc. v. Western Services Corp.  
Civil No. AMD 02-3878

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I very much regret, as I suspect do you, that this case has so quickly descended into the kind of heated-rhetoric-personal-attack kind of litigation that is the shame of our profession. Nevertheless, I intend to continue to superintend the on-going discovery disputes that seem to be on the horizon, and I do not intend to refer discovery disputes to a magistrate judge.

In any event, having carefully reviewed the briefing on the motion for a protective order, I am satisfied that the motion should be and hereby is DENIED. The utter absence of any analysis in *Joy Techs., Inc. v. Flakt*, 772 F.Supp. 842 (D.Del. 1991), as to why standing should be afforded to a party/litigant to challenge third party discovery simply because the recipient of such discovery is a customer of the party robs that opinion of any claim to status as substantial persuasive authority and I decline to follow it in this case.

Very truly yours,

/s/

Andre M. Davis  
United States District Judge

AMD:tt